

WISCONSIN COURT OF APPEALS

OFFICE OF THE CLERK
110 EAST MAIN STREET, SUITE 215
P.O. BOX 1688
MADISON, WISCONSIN 53701-1688

Diane M. Fremgen Clerk of Court of Appeals Telephone (608) 266-1880 Facsimile (608) 267-0640 Web Site: www.wicourts.gov

RICHARD S. BROWN Chief Judge

WISCONSIN COURT OF APPEALS MONTHLY STATISTICAL REPORT

APRIL 2012

This statistical report presents information about the case filings and dispositions of the Wisconsin Court of Appeals during the month of April 2012 and to date for the year that began on January 1, 2012.

Opinions and Orders Issued by the Court

The Court of Appeals issued 75 opinions, 55 summary dispositions, and 89 other written decisions in April. Opinions include three-judge and one-judge authored opinions and per curiam opinions. Summary dispositions include opinions issued in the form of a court order after the court has reviewed the briefs and the record and, generally, following a screening and decision conference. Other written decisions include memorandum opinions, which are issued in the form of a court order prior to a screening and decision conference, and miscellaneous orders terminating cases (e.g., voluntary dismissals and stipulations to dismiss). The breakdown by district and type of disposition is as follows:

| <u>April 2012</u> | Ī | <u>II</u> | <u>III</u> | <u>IV</u> | <u>Total</u> |
|-------------------------|-----------|-----------|------------|-----------|--------------|
| Cases Terminated | <u>48</u> | <u>55</u> | <u>41</u> | <u>75</u> | <u>219</u> |
| Opinion - Civil | 9 | 9 | 15 | 16 | 49 |
| Opinion - Criminal | 8 | 4 | 5 | 9 | 26 |
| Sum. Disp Civil | 2 | 5 | 3 | 9 | 19 |
| Sum. Disp Criminal | 7 | 12 | 5 | 12 | 36 |
| Memo Opinion - Civil | 13 | 18 | 10 | 16 | 57 |
| Memo Opinion - Criminal | 2 | 1 | 1 | 8 | 12 |
| Other - Civil | 6 | 5 | 2 | 5 | 18 |
| Other - Criminal | 1 | 1 | 0 | 0 | 2 |

So far this year, the Court of Appeals has issued 352 opinions, 222 summary dispositions, and 348 other written decisions.

| Year to Date | Ī | <u>II</u> | <u>III</u> | <u>IV</u> | <u>Total</u> |
|-------------------------|------------|------------|------------|------------|--------------|
| Cases Terminated | <u>216</u> | <u>234</u> | <u>191</u> | <u>281</u> | <u>922</u> |
| Opinion - Civil | 58 | 40 | 58 | 66 | 222 |
| Opinion - Criminal | 37 | 43 | 29 | 21 | 130 |
| Sum. Disp Civil | 4 | 20 | 17 | 34 | 75 |
| Sum. Disp Criminal | 44 | 47 | 19 | 37 | 147 |
| Memo Opinion - Civil | 48 | 50 | 35 | 69 | 202 |
| Memo Opinion - Criminal | 13 | 17 | 23 | 36 | 89 |
| Other - Civil | 10 | 14 | 9 | 15 | 48 |
| Other - Criminal | 2 | 3 | 1 | 3 | 9 |

Appeals Filed

A total of 233 appeals were filed during the month. An appeal asks the Court of Appeals to review the decision of the circuit court.

| <u>April 2012</u> | Ī | <u>II</u> | <u>III</u> | <u>IV</u> | <u>Total</u> |
|-------------------|-----------|-----------|------------|-----------|--------------|
| Cases Filed | <u>67</u> | <u>64</u> | <u>41</u> | <u>61</u> | <u>233</u> |
| Civil | 40 | 38 | 24 | 41 | 143 |
| Criminal | 27 | 26 | 17 | 20 | 90 |

So far this year, a total of 872 appeals have been filed.

| Year to Date | Ī | <u>II</u> | III | <u>IV</u> | <u>Total</u> |
|--------------|------------|------------|------------|------------|--------------|
| Cases Filed | <u>238</u> | <u>221</u> | <u>179</u> | <u>234</u> | <u>872</u> |
| Civil | _ | 128 | 102 | 138 | 481 |
| Criminal | 125 | 93 | 77 | 96 | 391 |

Appeals Pending

As of the end of the month, a total of 1977 cases were pending before the Court of Appeals.

| | Ī | <u>II</u> | <u>III</u> | <u>IV</u> | <u>Total</u> |
|---------------|------------|------------|------------|------------|--------------|
| Cases Pending | <u>560</u> | <u>478</u> | <u>378</u> | <u>561</u> | <u>1977</u> |
| Civil | | 234 244 | 222 156 | 317 244 | 1013 964 |

Petitions for Supervisory Writ

The Court of Appeals received 19 and disposed of 18 petitions for supervisory writ during the month. A petition for supervisory writ asks the Court of Appeals to order the circuit court to take a certain action in a case.

| | <u>I</u> | <u>II</u> | <u>III</u> | <u>IV</u> | <u>Total</u> |
|-----------------------|-------------|-------------|-------------|---------------|---------------|
| Sup. Writs Filed | 10 | 3 | 3 | 3 | 19 |
| Sup. Writs Terminated | 7 0 7 | 3 0 3 | 5 0 5 | $\frac{3}{0}$ | 18 0 18 |
| Sup. Writs Pending | 27 | 7 | 8 | 10 | 52 |

Petitions for Leave to Appeal

The Court of Appeals received 11 and disposed of 15 petitions for leave to appeal during the month. A petition for leave to appeal asks the Court of Appeals to invoke its discretionary jurisdiction and accept the appeal of a case in which a final order has not been issued.

| | <u>I</u> | <u>II</u> | <u>III</u> | <u>IV</u> | <u>Total</u> |
|---|-------------|-------------|--------------------|--------------------|---------------|
| Leave to Appeal Petitions Filed | 4 | 2 | 4 | 1 | 11 |
| Leave to Appeal Petitions Terminated Granted Denied, Dismissed, Other | 3 1 2 | 6 0 6 | <u>0</u> 0 0 | <u>6</u> 3 3 | 15 4 11 |
| Leave to Appeal Petitions Pending | 8 | 2 | 5 | 4 | 19 |

Petitions for Review, Petitions for Bypass, and Certifications to the Supreme Court

The Supreme Court received 71 petitions for review of decisions of the Court of Appeals, no petitions to bypass the Court of Appeals, and 1 request for certification. In a petition for bypass, a party requests that the Supreme Court take jurisdiction of an appeal or other proceeding pending in the Court of Appeals. In a request for certification, the Court of Appeals asks the Supreme Court to exercise its appellate jurisdiction before the Court of Appeals hears the matter.

| | Ī | <u>II</u> | <u>III</u> | <u>IV</u> | <u>Total</u> |
|----------------------------|-----------------|-----------|------------|-----------|--------------|
| Petitions for Review Filed | <u>19</u> 13 | 17 11 | 15 11 | 20 12 | 71 47 |
| Criminal | 6 | 6 | 4 | 8 | 24 |
| Petitions for Bypass Filed | 0 | 0 | 0 | 0 | 0 |
| Criminal | 0 | 0 | 0 | 0 | 0 |
| Certifications Filed | <u>0</u> | <u>1</u> | <u>0</u> | <u>0</u> | <u>1</u> |
| Civil | 0 | 1 | 0 | 0 | 1 |
| Criminal | 0 | 0 | 0 | 0 | 0 |